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ACCEPTED  
2034-105

C. DUKES SCOTT  
EXECUTIVE DIRECTOR

DAN E ARNETT  
CHIEF OF STAFF

P.O. Box 11263  
Columbia, S.C. 29211



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SC PUBLIC SERVICE  
COMMISSION

PROCESSED  
2005 MAR 30 PM 4:31  
SC PUBLIC SERVICE  
COMMISSION

March 30, 2005

Mr. Charles L.A. Terreni  
Chief Clerk/Administrator  
South Carolina Public Service Commission  
101 Executive Center Dr., Suite 100  
Columbia, SC 29210

Re: Application of Wyboo Plantation Utilities, Inc. for approval of New  
Schedule of Rates and Charges for Water and Sewer Services  
Docket No. 2005-13-W/S

Dear Charles:

For your docket, please find enclosed a copy of the Office of Regulatory Staff's  
First Continuing Data Request which was served on counsel for Wyboo Plantation  
Utilities, Inc.

Also, if you would please date stamp the extra copy and return it to me via our  
courier.

Please let me know if you have any questions.

Sincerely,

*Wendy B. Cartledge*

Wendy B. Cartledge

WBC/cc

Enclosures

cc: Mark S. Wrigley  
Wyboo Plantation Utilities, Inc.

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2005-13-W/S**

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SC PUBLIC SERVICE  
COMMISSION

IN RE: Application of Wyboo Plantation )  
Utilities, Inc., for Approval of New )  
Schedule of Rates and Charges )  
For Water and Sewer Services )  
\_\_\_\_\_ )

**CERTIFICATE OF SERVICE**

This is to certify that I, Cindy Clary, an employee with the Office of Regulatory Staff, have this date served one (1) copy of the **Office of Regulatory Staff's First Continuing Data Request** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

Mr. Mark S. Wrigley  
**Wyboo Plantation Utilities, Inc.**  
Post Office 2099  
Sumter, SC 29151

  
\_\_\_\_\_  
Cindy Clary

March 30, 2005  
Columbia, South Carolina

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2005-13-W/S**

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IN RE: Application of Wyboo Plantation	)	
Utilities, Inc., for Approval of New	)	OFFICE OF REGULATORY STAFF'S
Schedule of Rates and Charges	)	FIRST CONTINUING DATA
For Water and Sewer Services	)	REQUEST
_____	)	

**INSTRUCTIONS**

The Office of Regulatory Staff hereby requests, pursuant to 26 S.C. Code Regs. 103-853 (Supp. 2003), that you answer the following data requests in writing and under oath within ten (10) days after service at the Office of Regulatory Staff, 1441 Main Street, Suite 300, Columbia, South Carolina, 29201. If you are unable to respond to any of the data requests, or part or parts thereof, please specify the reason for your inability to respond and state what other knowledge or information you have concerning the unanswered portion.

As used in these data requests, "identify" means, when asked to identify a person, to provide the full name, title, and current address and telephone number of the person, and, if his full name is unknown, a complete physical description giving such person's sex, race, approximate age, height, and weight. When asked to identify a document, "identify" means to provide a full and detailed description of the document and the name and address of the person who has custody of the document. In lieu of providing a full and detailed description of a document, you may attach to your responses a copy of the document and identify the person who has custody of it. When the word "document" is used herein, it means any written, printed, typed, graphic, photographic, or electronic matter of any kind or nature and includes, but is not limited to, statements, contracts, agreements, reports, opinions, graphs, books, records, letters, correspondence, notes, notebooks, minutes, diaries, memoranda, transcripts, photographs,

pictures, photomicrographs, prints, negatives, motion pictures, sketches, drawings, publications, and tape recordings. As used in this data request, "address" means home address, mailing address, and business address.

Wherever in this data request a masculine pronoun or possessive adjective appears, it refers to both males and females in accordance with traditional English usage.

IT IS HEREIN REQUESTED:

- A. That all information shall be provided to the undersigned in the format as requested.
- B. That all responses to the requests below be labeled using the same numbers as used herein.
- C. That each of the enumerated data requests be reproduced at the beginning of each of the responses.
- D. That any inquiries or communications relating to questions concerning clarifications of the data requested below be directed to the undersigned.
- E. That all exhibits be reduced to 8 ½" x 11" format, where practical.
- F. That the requested information be bound in ring binders (loose leaf notebooks) or otherwise suitably bound.
- G. That in addition to the signature and verification at the close of the Company's responses, the Company witness(es) or employee(s) responsible for the information contained in each response be indicated.
- H. That the Company provide to the Office of Regulatory Staff two copies of the responses to this data request as soon as possible but no later than ten (10) days after service thereof.
- I. If the response to any data request is that the information requested is not currently available, please state when the information requested will be available.
- J. This data request shall be deemed to be continuing so as to require the Company to supplement or amend its responses as any additional information becomes available.

## QUESTIONS

- 1.1 Describe the construction and/or upgrades proposed or taking place at Wyboo Plantation Utilities, Inc. Include dates of completion or expected dates of completion, cost of each upgrade, and description of the upgrade.
- 1.2 Are there any outstanding loan agreements involving Wyboo Plantation Utilities, Inc.? If so,
  - a. Has the loan been approved and been finalized?
  - b. Have the funds from the loan agreement been received? If so, when?
  - c. What is the loan amount?
  - d. What is the interest rate?
  - e. What is the loan period in months?
  - f. Who is the lender?
  - g. What were the loan funds used for or what is the planned use of the funds?
- 1.3 The application refers to a Wyboo Plantation Utilities, Inc. Regulatory requirement regarding the cross connection program. Is Wyboo Plantation Utilities, Inc. planning to require or requiring all of its water customers to install cross connection control systems? What will be the consequence of a customer's failure to comply with Wyboo Plantation Utilities, Inc.'s regulation regarding the cross connection program referred to in the Regulations and Procedures Manual?
- 1.4 Provide information on the following:
  - a. How many taps have been connected to the systems owned by Wyboo Plantation Utilities, Inc. from inception of the system to the present?
  - b. What is the dollar amount of tap fees collected from customers from the inception of the system to the present?
  - c. What is the maximum number of taps that can be installed on the present system?
  - d. How many taps were completed during 2001, 2002, 2003 and 2004?
  - e. How many taps do you anticipate making per year during the next five years?
  - f. What were the total costs expensed for taps each year during 2001, 2002, 2003 and 2004?
  - g. What were the total costs capitalized for taps for each year during 2001, 2002, 2003 and 2004?
- 1.5 List the names and business titles of all people who provided information for preparation of the Application tables and exhibits. Indicate who calculated the numbers for each table and exhibit and list the appropriate table and exhibit next to the individual's name.
- 1.6 Provide a detailed listing of the number of residential and commercial customers as of December 31, 2003 and March 1, 2005. Provide a detailed breakdown by customer classification and service type provided.
- 1.7 What were officer and employee salaries in 1997?

- 1.8 Is the performance bond accounted for in the financial information?
- 1.9 Is the state's tax credit for pollution control equipment being claimed by Wyboo Plantation Utilities, Inc. during the test year for any construction activities? If so, what is the tax credit (or expected tax credit), and where is it included in the financial information submitted with the Application?
- 1.10 Is the state's tax credit for any construction or improvement of an infrastructure being claimed by Wyboo Plantation Utilities, Inc.? If so, what is the tax credit (or the expected tax credit), and where is it included in the financial information submitted with the Application?
- 1.11 Will the state regulatory commission expenses after the proposed increase be the same after the proposed increase? Please explain the PSC fee amount of \$253.32 in B-(2) and E-(5).
- 1.12 Provide annual expenses for Wyboo Plantation Utilities, Inc. for the twelve months ended December 31, 2001, 2002, 2003, and 2004 for the following accounts:
- a. Salaries, wages and payroll tax expenses
  - b. purchased power
  - c. maintenance & repair
  - d. chemicals, parts, supplies
  - e. office
  - f. regulatory commission expenses
  - g. pension & other benefits
  - h. insurance
  - i. utilities
  - j. legal expenses
  - k. DHEC fees
  - l. Vehicle Maintenance
  - m. Vehicle Lease
  - n. Gas
  - o. Postage
  - p. Laboratory Analysis
- 1.13 Submit detailed working papers breaking down the test year revenue and the proposed revenue of Wyboo Plantation Utilities, Inc. Include information about the schedule for the revenues generated during the test year.
- 1.14 Why does the "Cash in Bank Dec. 30<sup>th</sup> 2003" Base Data show a balance of \$8,139.30 in B-(2) compared to "Cash in Bank" in F-(6) show a balance of \$5,148? Please explain.
- 1.15 Provide a detailed breakdown for the "Salaries" category. List the employee's name, amount paid and to be paid to the employee, and the duty performed by the employee.

- 1.16 Where is the depreciation accounted for in the income and expense statement? If not included, why is it not included?
- 1.17 The table L-(12)-1 has a cost of \$6,000,000 for a 500,000 gallon elevated tank. How is this amount derived? Please explain.
- 1.18 During the test year, and the period after the rate increase, what specific items are included in the expense category "DHEC Fees" and in what amounts? Provide details.
- 1.19 Provide details and documentation regarding any DHEC fines. If there are any, for what reasons and in what amounts were the fines issued? Provide a copy of the orders dictating the fines. Does Wyboo Plantation Utilities, Inc. have any outstanding noted violations by DHEC? If so, what are they and provide a copy of the documentation by DHEC that outlines these potential violations.
- 1.20 Describe the land and land rights owned by Wyboo Plantation Utilities, Inc. and the location of the land and land rights. Indicate the years each was placed in service and the purchase price. Does this include the business office in Sumter County, South Carolina? What is the value of these assets?
- 1.21 Subsequent to the last rate case, has there been any change in the ownership of Wyboo Plantation Utilities, Inc.? If so, provide a listing of the owners of the Company. Was the change in ownership approved by the Commission? If so, please identify the docket in which the Commission addressed the change of ownership of the Company? Identify the current owners of Wyboo Plantation Utilities, Inc.
- 1.22 List by year the total number of bills issued to customers during the years 2001, 2002, 2003 and 2004.
- 1.23 Listed on the Balance Sheet in F-(6) is an item for "Loans Payable." Please provide the reasons Wyboo Plantation Utilities, Inc. obtained these loans. Provide the details of "Loans" for \$7,994.11 and "NBSC Loans" for \$25,154.94 as shown on Exhibit B-2 of the application. Provide a copy of the loan agreements associated with these items. What is the current monthly payment for each loan?
- 1.24 Regarding the mortgage payable listed on the Balance Sheet in F(6), please provide the reasons Wyboo Plantation Utilities, Inc. obtained this mortgage. Provide a copy of the mortgage agreement associated with this note. What is the current monthly payment? Provide similar information if Wyboo Plantation Utilities, Inc. has any other outstanding mortgages.
- 1.25 List Wyboo Plantation Utilities, Inc. assets pledged for any loans. Provide a copy of any other loan agreements, applicable amortization schedules, and any other relevant documentation related to the loans and loan agreements.

- 1.26 Provide a schedule showing when salaries of Wyboo Plantation Utilities, Inc. employees are paid and pay stubs for three consecutive pay periods for officers and staff.
- 1.27 Provide a schedule detailing the amount of bonuses received by Wyboo Plantation Utilities, Inc. officers, owners and employees during the test year.
- 1.28 Provide a depreciation schedule for all Wyboo Plantation Utilities, Inc. plant and equipment.
- 1.29 Provide a copy of all federal and state income tax returns signed and filed by Wyboo Plantation Utilities, Inc. for tax years 2001, 2002, 2003 and 2004. This request includes all supporting schedules and documents, such as 1099s, and the like, whether filed or not.
- 1.30 Please provide a copy of the current performance bond on file with the Commission. Identify the Commission criteria used to determine current bond amount.
- 1.31 Provide a copy of the complete customer complaint log detailing all recorded customer complaints for the test year of 2003 pertaining to the water and the wastewater systems.
- 1.32 Provide a detailed report of the "Outstanding Debts" listed on the income and expense statement page, B-(2). What is the basis for this amount? Please explain.
- 1.33 Provide a copy of Wyboo Plantation Utilities, Inc.'s annual report filed with the PSC for 2001, 2002, 2003 and 2004.
- 1.34 Provide a copy of the PSC Order approving the rate increase referenced in Page 1 narrative A-(1)- as being granted on March 30, 2001.
- 1.35 Provide a copy of the DHEC consent order or requirement from DHEC for the tank referenced in paragraph A-(1) that occurred on March 30, 2001
- 1.36 Provide a copy of the FAA stop order for the storage tank reference in paragraph A-(1). What is the projected timeframe for DHEC approval of the proposed alternative ground storage tank? What is the itemized cost of this proposal?
- 1.37 Define the term "PRV" used in the proposed sewer rates schedule section of the application.
- 1.38 Provide a copy of the Wyboo Plantation Utilities, Inc.'s latest service area maps.
- 1.39 B-(2) states that the applicant proposes a test year of January 1, 2003 to December 31, 2003. The income and expense statement has reference to "Cash in the Bank Dec. 30<sup>th</sup> 2003." D-(4) states that the test year proposed to be used is 2004. What is the test year period? Please explain the inconsistency of the language used in the application.



- 1.40 The current and proposed billing statement does not have an after-hours telephone number included on the statement. How can a customer contact the company after hours? How can a customer contact the utility during an emergency? Also, the proposed billing statement does not have the office hours included. The current and proposed bill statement should be corrected to address these concerns.
- 1.41 Why does the PSC need to approve the utility's Regulations and Procedures Manual? Please explain. The rate schedule should be identified as a separate appendix or document that can be easily identified and comprehended by the customer.
- 1.42 Are there any lawsuits pending against Wyboo Plantation Utilities, Inc.? If so, provide details of the lawsuits. Are there any outstanding judgments against Wyboo Plantation Utilities, Inc.? If so, provide details of the judgments.
- 1.43 Provide a detailed listing of Legal Fees for \$20,884.12 as shown on Exhibit B-(2).
- 1.44 Provide work papers, computations, etc. for all proposed accounting and pro forma adjustments applied to the test year to reflect the yearly amounts shown on Exhibit E-(5):  
Gas - \$4,000  
New Construction – Phase 1 Water - \$157,608  
New Construction- Phase 1 – Sewer - \$49,104  
DHEC Fees - \$9,661  
Legal Fees - \$5,000  
Salary - including new hires - \$212,000.
- 1.47 Provide detailed working papers indicating all calculations, rate setting methodology and cost justifications used to derive all proposed water and sewer rates listed in C-(3) and .
- 1.48 Provide complete Accounts Receivable ledgers documenting each customer account and all transactions for the test year ending 12/31/2003. Information to be included includes customer number, monthly invoice and payment history, current and previous account balances, late fees/payments, disconnect/reconnect fees/payments, return check fees/payments, and delinquency status.
- 1.49 Provide justification for requesting a change in collection procedures and late penalty fees.
- 1.50 Provide cost justification for increases to the following items:  
a. Water Tap Rate – all sizes  
b. Water Impact Fee - all customer classifications  
c. Sewer Tap Rate – all sizes and customer classifications  
d. Sewer Impact Fee – all customer classifications
- 1.51 Does the applicant have any plans to install individual meters for customers? Please provide detailed information concerning these plans.

- 1.52 What justification does the applicant have to propose a charge of \$25.00 per month for all customers with outside hose bibs? Why should a customer with outside hose bibs be charged \$25.00 per month even though they may not use the outside hose bib?
- 1.53 Does applicant perform any type adjustment in residential base rates does the applicant propose to make for property owners who do not live at Wyboo Plantation on a full time basis and use less water than full time residents? Please explain.
- 1.54 How is the applicant notified of new customers in Wyboo Plantation, Granada Subdivision and Cedar Hill Subdivision?
- 1.55 How are water and wastewater services being provided to the Granada Subdivision and Cedar Hill Subdivision? Provide details of the systems capacity to deliver these services. Include information with respect to DHEC, local and federal regulatory compliance status.
- 1.56 Provide detailed information concerning cost for increased personnel back pay and equipment costs to maintain the system, distribution system, collection system, lift stations and storage tanks.
- 1.57 Provide written cost estimates for the replacement of the spray effluent pump and all aerators.
- 1.58 State the specific new security issues which need to be addressed by Wyboo Plantation Utilities along with the cost and justification.
- 1.59 Provide documentation for the \$50,000 in costs for repair of line breakage.
- 1.60 Is a tap fee currently being charged for water service? If so, state the amount of the tap fee and under what authority the tap fee is being charged? Provide documentation of this authorization.
- 1.61 Provide a copy of any and all covenants and restrictions and amendments thereto for Wyboo Plantation.
- 1.62 Provide details for the Security Deposit Paid out of \$2,092.00.
- 1.63 Provide details of Customer Deposits and Interest. Provide information about deposit return and interest policy. What is the current amount that is owed to customers? How much deposit and interest was paid to customers in 2001, 2002 and 2003?
- 1.64 Provide information about the inclusion of the Mill Creek Subdivision as part of the Wyboo Plantations Utilities, Inc. service area. What authority was granted by the Public Service Commission for the inclusion of this service area? Provide documentation of this authorization.

- 1.65 Does Wyboo Plantation Utilities, Inc. charge an irrigation tap in fee? If so, how much is this fee? What authority has been granted to Wyboo Plantation Utilities, Inc. to charge this fee? Provide documentation of this authority.
- 1.66 How much is the fee Wyboo Plantation Utilities, Inc. charges for manhole covers with locking lids? Exhibit B – (2) of the Application includes Revenue of \$7,061.40 for manhole covers with locking lids. How much is the individual fee Wyboo Plantation Utilities charges homeowners for manhole covers with locking lids? What authority has been granted to Wyboo Plantation Utilities, Inc. to charge this fee? Provide documentation of this authority.
- 1.67 State the names of the principal shareholders of Wyboo Plantation Utilities, Inc. and provide the amount and percentage of stock owned in Wyboo Plantation Utilities, Inc.
- 1.68 Please provide printed and electronic copies of Trial Balances and General ledgers for the years ended December 31, 2002, 2003 and 2004.
- 1.69 What revenues does Wyboo Plantation Utilities receive from the distribution of its wastewater effluent onto golf courses for other irrigation purposes and provide the price schedule used for distribution of wastewater effluent during 2002, 2003 and 2004.

Wendy B. Cartledge

Florence P. Belser, Esquire

Wendy B. Cartledge, Esquire

**South Carolina Office of Regulatory Staff**

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1441 Main St., Ste. 300

Columbia, SC 29201

(803) 737-0800

March 30, 2005